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JUN 03 2010 OFFICE OF PETITIONS

Peter A. Borsari Borsari & Associates, P.C. 3 South Fieldway Rehoboth Beach, DE 19971

**MAILED** 

MAY 03 2010

**OFFICE OF PETITIONS** 

In re Patent No. 6,880,794

Issue Date: April 19, 2005 Application No. 10/716,541

Filed: November 20, 2003

Attorney Docket No.

REQUEST FOR INFORMATION

This is a decision on the petition, filed January 13, 2010 under 37 CFR 1.378(c) to accept an unintentionally delayed payment of a maintenance fee in an expired patent.

The petition is **dismissed** and the merits of the petition will not be addressed because the petition is not signed.

37 CFR 1.33(b) states that any amendments and other papers filed in an application must be signed by (1) an appointed registered attorney or agent; (2) a registered attorney or agent not appointed, but acting in a representative capacity, (3) an assignee under 3.71(b); or (4) all of the named inventors.

In any reconsideration petition, patentee is encouraged to file another copy of the petition properly signed.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. A courtesy copy of this decision is being mailed to the address on the petition. However, the Office will mail all future correspondence solely to the address of record until appropriate change of correspondence address/power of attorney documents are filed..

Further correspondence with respect to this matter should be addressed as follows:

By mail:

Mail Stop PETITION Commissioner for Patents Post Office Box 1450 Alexandria, VA 22313-1450 By hand:

U.S. Patent and Trademark Office

Customer Service Window, Mail Stop Petition

Randolph Building 401 Dulany Street Alexandria, VA 22314

By FAX:

(571) 273-8300 - ATTN: Office of Petitions

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3230.

Shirene Willis Brantley
Senior Petitions Attorney
Office of Petitions

CC: PETER KAHN

381 SOUTH COUNTY ROAD BROOKHAVEN, NY 11719